THE HUMANE SOCIETY
OF THE UNITED STATES

Direct Licensing of Sodium Pentobarbital State Laws

August 2010

State	Citation	Facilities Covered	Enacted
Alabama	Ala. Code § 34-29-130 to § 34-29-134	any facility approved by the State Board of Veterinary Medical Examiners that operates for the collection and care of stray, neglected, abandoned, or unwanted dogs and cats, or a federally licensed wildlife rehabilitation center	2004
Alaska	A.S. § 08.02.050	animal control agency of a municipality or recognized governmental entity or an entity that has contracted with such to perform animal control or animal euthanasia services	2002
Arizona[1]	A.R.S. § 3-1213	county, city or town pound	1981, amended 1990, 2007
California[2]	Cal Bus & Prof Code § 4840 (c)	animal control shelter and its agencies or humane society	1997
Colorado	CRSA § 12-22-304 (3b)	humane society 5 years old or government animal control agency	1979, amended 2004
Delaware	3 Del.C. § 8002(c)	animal shelter	1985, amended 2007
Florida	F.S.A. § 828.055 (2)	county or municipal animal control agency or humane society registered with the Secretary of State	1979, amended 2007
Georgia[3]	§ 4-11-5.1	animal shelters or other facilities which are operated for the collection and care of stray, neglected, abandoned, or unwanted animals	1990, amended 2007
Illinois	§ 510 ILCS 72/25	licensed animal control facility or animal shelter	2002
Indiana	IC § 35-48-3-2	humane society, animal control agency, or governmental entity operating an animal shelter or other animal impounding facility	1976, amended 1977
Kentucky	KRS § 321.207	certified animal control agency	1998
Louisiana	LSA-R.S. 40:1033	duly incorporated humane society contracted to perform animal control services by a parish or municipality or any parish or municipal animal control agency	1997, amended 2006
Maine	17 M.R.S.A § 1042	any licensed animal shelter	1995
Maryland	Md. Agriculture C. Ann. § 2-305	humane society	1973

1 AZ-The state veterinarian, in consultation with the director, shall establish procedures for county, city and town animal pounds, which do not have a licensed veterinarian on the staff to obtain and administer sodium pentobarbital

2 Section 4827 allows the use of sodium pentobarbital without a veterinarian by shelters and humane societies, but does not grant shelters access to the drugs. Section 4840 does grant veterinary technicians access to sodium pentobarbital.

3 This provision states that sodium pentobarbital is the exclusive method of euthanasia for shelters, and says a "lay person" who is not a veterinarian can perform euthanasia – but it doesn't say that shelters have direct access to the drugs.

State	Citation	Facilities Covered	Enacted
Michigan	M.C.L.A. § 333.7333 (8)	any animal shelter or animal protection shelter registered by the department of agriculture or a class B dealer	1980, amended 2003
Montana	MCA § 37-18-604	law enforcement agency, a public or private animal control agency, or a humane society organized for the prevention of cruelty to animals	2003
Nebraska	Neb. Rev. St. § 54-2501 to 6	animal welfare organization	1999
Nevada	N.R.S. § 453.381	euthanasia technician	1995
New Jersey	N.J.S.A. § 24:21-11	incorporated humane society of licensed animal control facility	1979
New Mexico	NMSA § 77-1B-6.1	euthanasia technicians	2009
New York	McKinney's Public Health Law § 3305	duly authorized agent of an incorporated society for the prevention of cruelty to animals or municipal animal control facility	1987, amended 1992, 2008
North Carolina		certified euthanasia technicians	2010
Ohio	R.C. § 4729.531	animal shelters	1994
Oklahoma	4 Okl.St.Ann. § 502	an animal control officer registered by the Oklahoma Bureau of Narcotics and Dangerous Drugs Control	1981, amended 2000, 2003
Oregon	§ 475.190	humane society or animal control registered with the Board of Pharmacy	1983, amended 1995
Pennsylvania[4]	3 P.S. § 328.6	humane society organization or animal control organization	1983
South Carolina	§ 47-3-420	animal shelter (public or private)	2000
Tennessee	T.C.A. § 63-12-141	animal control agency	1997, amended 1999
Texas	Tex. Health & Safety § 481.111	humane society or animal control agency	1981, amended 2003
Vermont	13 V.S.A. § 371	registered animal shelters	1989, amended 1993
Virginia	Va. Code Ann. § 54.1-3425	humane society	1972, amended 1988, 1990
Washington	RCWA § 69.50.310	humane society and animal control agency	1977, amended 1989
West Virginia	W.Va. Code § 30-10A-4 & § 30-10A-8	humane society, animal shelter or animal control facility	1998
Wyoming	W.S. § 33-30-216 and 219	Certified animal euthanasia technician sponsored or employed by a law enforcement agency whose duties include euthanizing unwanted, sick, injured or dangerous animals	2003, amended 2005, 2007

4 The PA State Board of Pharmacy invoked a loophole rendering this law ineffective; therefore, PA shelters are currently not able to access these drugs.